

MEETINGS TO DATE 6
NO. OF REGULARS 6
NO. OF SPECIALS 0

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LANCASTER, NEW YORK
MARCH 19, 1973

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 19th day of March, 1973 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY
WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR
JOHN M. COSTELLO, ASSESSOR III

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Police Department	February, 1973
Zoning Inspector	February, 1973
Dog Warden	February, 1973

The Town Clerk reported that the following Board of the Town of Lancaster has filed with him minutes of their meeting as follows:

Planning Board	Meeting No. 3 - February 7, 1973
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COMMITTEE REPORTS:

Councilman Barnhardt, for the Planning Committee of the Town Board and for the Environmental Conservation Commission, presented the following reports and requested that they be filed with the Town Clerk:

1. "Environmental Report on Proposed Lake Bowmansville by Lancaster Town Environmental Conservation Commission Thomas Morganti (Chairman)".
2. "Report of Planning Committee of Town Board, Town of Lancaster, Relative to Corps of Engineers 'Bowmansville Lake-Pavement Road Dam' Consideration for Ellicott Creek Flood Control".

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

RESOLVED, that the Minutes of the Regular Meeting of the Town Board held on March 5, 1973, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~xxxx~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for remedial work (replacement of filters and pumps) for the Lancaster Town Pool in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on March 5, 1973, and

WHEREAS, the Town Engineers have reviewed said bids and, by letter of March 15, 1973, recommended that the contract be awarded to William L. Watson Co., Inc. at its bid of \$14,200, and

WHEREAS, the Recreation Committee of the Town Board concurs in the recommendation of the Town Engineers and further that said bid is the lowest responsible bid submitted conforming with the specifications therefor,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of William L. Watson Co., Inc. 440 Northwood Drive, Kenmore, New York, in the sum of \$14,200 be and the same is hereby accepted and that contract for such remedial work (replacement of filters and pumps) be awarded, with work to commence within ten (10) days of mailing of a written "Notice to Proceed" from the Town of Lancaster and to be fully completed by May 15, 1973, and

BE IT FURTHER

RESOLVED, that the sum of \$6,330.00 be transferred from the General Fund Account, No. A.00.1990.40, Contingent, to the General Fund Account No. A.00.7180.47, Pool, Pool Repairs, to cover the aforesaid remedial work.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~duly~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, a public hearing was held on the 5th day of March, 1973,
for the purpose of amending the Zoning Ordinance and Zoning Map of the Town
of Lancaster, and

WHEREAS, a Notice of said public hearing has been duly published
and posted, and

WHEREAS, the Planning Board of the Town of Lancaster and the
Planning Consultant have recommended the rezone of the hereinafter described
parcel of real property, and

WHEREAS, in accordance with Section 239 (m) of the General Municipal
Law of the State of New York, the Erie County Department of Planning has
reviewed such application for rezone and has no objection with respect thereto,

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Ordinance and Zoning Map of the Town of
Lancaster is hereby amended and changed so that the real property hereinafter
described is changed from an SA, Suburban Agricultural District, to an M1,
Light Industrial District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of
Lancaster, County of Erie and State of New York, being
part of Lot No. 2, Section 7, Township 11, Range 6 of
the Holland Land Company's Survey, and being described
as follows:

BEGINNING at the point of intersection of the easterly line
of Lot No. 2 and the south line of lands now owned by Henrietta
Haap, which point of beginning is in the centerline of Cemetery
Road; running thence westerly along the south line of lands of
Henrietta Haap 400 feet more or less to the existing M1, Light
Industrial District, zoning boundary; running thence south 324.45
feet more or less to the north line of lands of Walter Ferry;
running thence west along said north line of lands of said Walter
Ferry a distance to the northwest corner of said lands of Walter
Ferry; running thence south along the west line of lands of Walter
Ferry 247.50 feet more or less to a point; running thence westerly
along the existing M1, Light Industrial District, zone a distance
to the west line of Lot No. 2; running thence south along said
Lot No. 2 a distance to the north line of Erie Street; running
thence easterly along the north line of Erie Street a distance to
the east line of Lot No. 2 which is also the centerline of Cemetery
Road; running thence north a distance to the place of beginning,

EXCLUDING THEREFROM the following described premises of Walter
Ferry which have been heretofore rezoned to an M1, Light Industrial
District:

BEGINNING at a point in the easterly line of Lot No. 2, which point is 1704.78 feet south of the northeast corner of said lot; running thence westerly and parallel with the north line of said Lot No. 2, 723.0 feet; running thence southerly and parallel with the east line of Lot No. 2, 723.0 feet to a point; running thence easterly and parallel with the said north line of said Lot No. 2, 523.0 feet to a point; running thence northerly and parallel with the said east line of said Lot No. 2, 150.0 feet to a point; running thence easterly and parallel with the north line of said Lot No. 2, 233.0 feet to a point in the said east line of said Lot No. 2; running thence northerly and along the said east line of Lot No. 2, 573.0 feet to the point or place of beginning,

and

BE IT FURTHER

RESOLVED, as follows:

1. That said Ordinance Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 19th day of March, 1973, and
2. That a certified copy thereof be published in the Lancaster Enterprise and the Lancaster-Depew Journal on or before March 22, 1973, and
3. That affidavits of publication be filed with the Town Clerk, and
4. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~

The resolution was thereupon unanimously adopted.

March 19, 1973

LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO ZONING ORDINANCE
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster hereby is amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an SA, Suburban Agricultural District, to an M1, Light Industrial District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 2, Section 7, Township 11, Range 6 of the Holland Land Company's Survey, and being described as follows:

BEGINNING at the point of intersection of the easterly line of Lot No. 2 and the south line of lands now owned by Henrietta Haap, which point of beginning is in the centerline of Cemetery Road; running thence westerly along the south line of lands of Henrietta Haap 400 feet more or less to the existing M1, Light Industrial District, zoning boundary; running thence south 324.45 feet more or less to the north line of lands of Walter Ferry; running thence west along said north line of lands of said Walter Ferry a distance to the northwest corner of said lands of Walter Ferry; running thence south along the west line of lands of Walter Ferry 247.50 feet more or less to a point; running thence westerly along the existing M1, Light Industrial District, zone a distance to the west line of Lot No. 2; running thence south along said Lot No. 2 a distance to the north line of Erie Street; running thence easterly along the north line of Erie Street a distance to the east line of Lot No. 2 which is also the centerline of Cemetery Road; running thence north a distance to the place of beginning,

EXCLUDING THEREFROM the following described premises of Walter Ferry which have been heretofore rezoned to an M1, Light Industrial District:

BEGINNING at a point in the easterly line of Lot No. 2, which point is 1704.78 feet south of the northeast corner of said lot; running thence westerly and parallel with the north line of said Lot No. 2, 723.0 feet; running thence southerly and parallel with the east line of Lot No. 2, 723.0 feet to a point; running thence easterly and parallel with the said north line of said Lot No. 2, 523.0 feet to a point; running thence northerly and parallel with the said east line of said Lot No. 2, 150.0 feet to a point; running thence easterly and parallel with the north line of said Lot No. 2, 233.0 feet to a point in the said east line of said Lot No. 2; running thence northerly and along the said east line of Lot No. 2, 573.0 feet to the point or place of beginning.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Police Committee of the Town Board has caused an intensive investigation and review to be made of all railroad crossings in the Town of Lancaster outside of the Villages, with a view toward determining the degree of warning afforded users of the highways at these crossings, and

WHEREAS, the Police Chief has rendered a report to the Police Committee of the Town Board, rating the effectiveness of warning devices at each crossing, and

WHEREAS, the following crossings are determined to be unsafe due to inadequate safety devices:

Maple Road
Schwartz Road
Steinfeldt Road

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster memorialize the Public Service Commission and Assemblyman Dale Volker and State Senator Thomas F. McGowan to investigate the warning devices at said crossings so that greater precautionary safety devices such as gates, red flashing signals and bells may be installed to render said crossings safe to the users of the highways.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

WHEREAS, one of the proposals to alleviate flooding in the Ellicott Creek Basin submitted by the District Engineer of the United States Army Corps of Engineers is the Bowmansville Lake and Pavement Road Dam proposal, and

WHEREAS, the Planning Committee of the Town Board and the Environmental Conservation Commission have both submitted reports to the Town Board in opposition to said Bowmansville Lake and Pavement Road Dam proposal, and

WHEREAS, the Town Board of the Town of Lancaster has considered both reports and the opposition of the Board of Education of the Lancaster Central School District and many individuals and organizations in the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the report of the Planning Committee of the Town Board and the report of the Environmental Conservation Commission of the Town of Lancaster be accepted by the Town Board and adopted as its official reports relative to this proposal and the Town Board record its opposition to the Bowmansville Lake and Pavement Road Dam proposal, and

BE IT FURTHER

RESOLVED, that Councilman Joseph R. Barnhardt and Chairman Thomas Morganti of the Town of Lancaster Environmental Conservation Commission be and hereby are authorized to convey both said reports to Senator Buckley and Representative Jack Kemp at Washington, D.C., with reasonable expenses to be reimbursed by the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that copies of both said reports be delivered to the District Engineer, United States Army Corps of Engineers, at Buffalo, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

xxx

The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has been hospitalized and may be incapacitated for some period of time, and

WHEREAS, It is in the public interest to create the position of Deputy Town Superintendent of Highways who shall be vested with all the powers and duties of the Town Superintendent of Highways as provided by law, and who shall act during the absence or inability of the Town Superintendent of Highways to act,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby creates the position of Deputy Town Superintendent of Highways of the Town of Lancaster and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and execute Form P0-17 (New Position Duties Statement) from the Erie County Department of Personnel, indicating that the position of Deputy Town Superintendent of Highways has been created.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

xxxx

The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously purchased property situate on Broadway in the Village of Lancaster for the purpose of constructing a new Public Library to serve the residents of the Town of Lancaster, and

WHEREAS, on January 15, 1973, the Lancaster Library Board was authorized and directed by the Town Board to proceed with interviews for the selection of an architect and preparation of schematic designs and preliminary cost estimates for the construction of said library, and

WHEREAS, the Town Board has been advised by the Lancaster Library Board, by letter of February 28, 1973, that the Board of Trustees of the Buffalo and Erie County Public Library require a statement from the Town Board that such directive to proceed with preliminary plans for said new library was given to the Lancaster Library Board,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby indicates that the Library Board has been authorized and directed to proceed with interviews for the selection of an architect and preparation of schematic designs and preliminary cost estimates in connection with the construction of a new Public Library situate on Broadway in the Village and Town of Lancaster and that said directive was given to the Library Board on January 15, 1973, and

BE IT FURTHER

RESOLVED, that the Town Board is committed to the construction of a new Lancaster Branch Library as soon as an architect has been selected and retained and as soon as plans for the construction of such Branch can be prepared, and

BE IT FURTHER

RESOLVED, that a portion of Federal Revenue Sharing funds will be set aside to finance a portion of such architectural and construction costs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is authorized and directed to forward a copy of this resolution to Mr. Richard O. Hopkins, Chairman of the Board of Trustees of the Buffalo and Erie County Public Library, Lafayette Square, Buffalo, New York, and to Mrs. Dorise J. Carlson, Secretary of the Lancaster Library Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

xxx

The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by application dated October 11, 1972, the Town of Lancaster applied to the Bureau of Outdoor Recreation for a grant of 46.7 acres of the former Nike Battery BU-18 situate on Peppermint and Ransom Roads in the Town of Lancaster, said acreage to be used for public park and recreation purposes under Public Law 91-485, and

WHEREAS, the tendered quitclaim deed to said premises has been recorded and the Town of Lancaster is now the record owner of said site, and

WHEREAS, certain development deadlines set forth in said application of the Town of Lancaster must be adhered to, which development plans call for two softball diamonds and related equipment to be completed by May 1, 1973, and

WHEREAS, the Town Engineers have prepared plans and specifications to cover the furnishing of all materials and equipment required for the foregoing project, which plans and specifications have been directed to be prepared, have been reviewed by the Town Board and have been placed on file with the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Contractors be published in the Lancaster Enterprise and the Lancaster-Depew Journal and be posted according to law that the Town Board will receive bids up to 8:00 o'clock P.M., Eastern Standard Time, on April 2, 1973, for furnishing all materials and equipment, together with all labor for the manufacture and delivery of playground equipment, for the Ransom Road Recreation Area in accordance with specifications on file in the Office of the Town Clerk, which Notice shall be in the following form:

NOTICE TO CONTRACTORS
TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received and considered by the said Town Board on the 2nd day of April, 1973, at 8:00 P.M., Eastern Standard Time in the Town Hall, 21 Central Avenue, Lancaster, New York, for furnishing all materials and equipment, together with all labor for the manufacture and delivery of playground equipment, in accordance with proposed specifications prepared by Krehbiel-Guay-Rugg-Hall for the Town of Lancaster, a copy of which is on file with the Town Clerk in his office in the Town Hall, Town of Lancaster, New York, where the same may be examined during their usual business hours.

Copies of the proposed contract documents may also be examined at the offices of Krehbiel-Guay-Rugg-Hall, 1868 Niagara Falls Boulevard, Tonawanda, New York. One copy of the proposed documents may be obtained upon payment of \$5.00. Any bidder, upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$5.00.

The Town of Lancaster reserves the right to reject any and all bids, or to waive any informalities, or to make an award to other than the low bidder.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, Town of Lancaster residents have requested installation of traffic control signals at potentially dangerous intersections of Harris Hill Road and Pleasant View Drive and of Harris Hill Road and Wehrle Drive in the Town of Lancaster, and

WHEREAS, the intersection of Harris Hill Road and Wehrle Drive is under the joint jurisdiction of the Town of Lancaster and the Town of Clarence and the Town of Clarence has indicated its obligation for joint jurisdictional responsibility for the cost of purchase, installation and maintenance of said signal, and

WHEREAS, the Division of Highways of the County of Erie has Issued Permits to install the foregoing signals, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest that Article IV - Traffic Control Signals - Section 46-4 of the Vehicle and Traffic Ordinance of the Town of Lancaster be amended to provide for such installations,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on the amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster, County of Erie, State of New York, designated Chapter 46 of the Code of the Town of Lancaster to provide for the said traffic control signals, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 2nd day of April, 1973, at 8:15 o'clock P.M., Eastern Standard Time, and the Notice of the time and place of such hearing be published in the Lancaster Enterprise, the official newspaper, and the Lancaster-Depew Journal, being newspapers of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 19th day of March, 1973, the said Town Board will hold a Public Hearing on the 2nd day of April, 1973, at 8:15 o'clock P.M., Eastern Standard Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to Article IV (Traffic Control Signals), to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, State of New York, Designated Chapter 46 of the Code of the Town of Lancaster:

ARTICLE IV - Traffic Control Signals - Section 46-4,
Installation, maintenance and operation, is hereby
amended by adding thereto:

- D. Harris Hill Road and Pleasant
View Drive
- E. Harris Hill Road and Wehrle
Drive

Full opportunity to be heard will be given to any and all citizens
and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY
 COUNCILMAN BOLENDER , WHO MOVED ITS
 ADOPTION, SECONDED BY COUNCILMAN
 BARNHARDT , TO WIT:

RESOLVED, by the Town Board of the Town of Lancaster, that
 Robert P. Thill, Town Clerk, be and hereby is authorized to dispose of
 record item numbers 1, 2, 3, 4, 5, 6, 7, 8, 9, 42, 43, 45, 46, 47, 58,
 59, 60, 61, 62, 63, 65, 66, 67, 68, 69, 71, 73, 79, 81, 82, 83, 84, 85,
 86, 87, 88, 89, 90, 91, 96, 97, 103, 104, 110, 114, 118, 119, 120, 121,
 124, 125, 126, 127, 128, 129, 130, 131, 138, 139, 140, 141, 144, 145,
 146, 148, 149, 150, 152, 153, 154, 160, 165, 166, 168, 173, 175, 176,
 177, 178, 179, 191, 193, 194, 195, 196, 197, 198, 203, 208, 209, 210,
 211, 212, 213, 214, 215, 216, 217, 220, 222, 224, 227, 229, 237, 238,
 240, 241, 242, 244, 256, 257, 260, 273, 288, 289, 301, 306, 307, 308,
 309, 310, 311, 312, 313, 314, 316, 317, 318, 319, 320, 321, 323, 324,
 325, 326, 327, 329, 333, 336, 337, 338, 339, 344, 345, 348, 349, 350,
 356, 359, 362, 364, 365, 374, 375, 376, 385, 386, 390, 391, 392, 393,
 394, 395, 396, 397, 398, 399, 400, 404, 409, 412, 413, 418, 446, 449,
 450, 451, 452, 453, 454, 455, 456, 457, 458, on Records Disposition
 Request List No. 272-TC-14 pursuant to the provisions of Section 65-b
 of the Public Officers Law of the State of New York, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward
 a certified copy of this resolution to the Commissioner of Education.

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BARNHARDT, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

WHEREAS, the present Compensation Insurance Policy of the Town of Lancaster provides benefits only for paid employees of the Town of Lancaster, and

WHEREAS, the Town of Lancaster has appointed certain officials, all of whom perform substantial services for the Town of Lancaster with no remuneration, and therefore, are not entitled to benefits under the Town's present Workmen's Compensation Insurance for injuries suffered in the performance of their duties, and

WHEREAS, the Town Board under Section 54, Subparagraph 6, of the New York Workmen's Compensation Law has elected to bring certain non-salaried or uncompensated officers of the Town of Lancaster under the benefits of the Workmen's Compensation Law by electing to do so, and

WHEREAS, an updating of this election is necessary to include the services of certain appointed officials serving on newly created Boards, Commissions, and Bureaus

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster upon the recommendation of the Insurance Committee of the Town Board and pursuant to Section 54, Subparagraph 6 of the New York Workmen's Compensation Law, hereby elects to bring the following Public Officials of the Town of Lancaster under the benefits of the Workmen's Compensation Law:

- (4) Fire Inspectors
- (5) Members of the Town of Lancaster Recreation Commission
- (1) Town Historian
- (3) Police Commissioners
- (10) Industrial Development Advisory Board
- (6) Library Trustees
- (12) Members of the Town of Lancaster Youth Bureau
- (5) Members of the Senior Citizens Advisory Committee
- (7) Members of the Town of Lancaster Narcotic Guidance Council
- (6) Members of the Town of Lancaster Insurance Advisory Committee
- (6) Members of the Town of Lancaster Environmental Conservation Commission
- (4) Members of the Town of Lancaster Industrial Development Agency
- (5) Members of the Town of Lancaster Emergency Service Advisory Board

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a 'Notice of Election of a Municipal Corporation or Other Political Subdivision of the State of New York to Bring Executive Officers Under the Coverage of the New York Workmen's Compensation Law'.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5342 to 5389 Incl.	\$ 67,066.25
Special District Funds	No. 1210 to 1214 Incl.	\$ 28,003.61
Part Town Funds	No. 1452 to 1455 Incl.	\$ 707.29
Highway Funds	No. 2986 to 2993 Incl.	\$ 7,162.46
Trust & Agency Funds	No. 459 to 464 Incl.	\$ 1,317.18

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~only~~
The resolution was thereupon unanimously adopted.

March 19, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY
 COUNCILMAN METZ, WHO MOVED ITS
 ADOPTION, SECONDED BY COUNCILMAN
 BOLENDER, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of Building Permits be and are hereby authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
13	Marrano Enterprises Inc.	6219 Genesee Road	ER. FR. SING. DWLG. PVT. GAR.
14	Thelma Billiar	6353 Genesee St.	EX. FR. PLYWOOD TOOL SHED
15	Robert E. Dohn	53 Charlton Pl.	ER. FR. IN GROUND POOL FENCE
16	Benedict Construction	282 Iroquois Ave.	ER. FR. PVT. GAR.
17	William C. Miller	69 Pleasant View	EX. FR. ADDITION
18	Vincent Galbo	4380 Walden Ave.	ER. STL. WHSE.
19	Norman Weber	110 Westwood Road	ER. DEM. FR. PVT. GAR.
20	Joseph Egerl	792 Hall Road	ER. FR. PATIO

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
 COUNCILMAN BERENT VOTED YES
 COUNCILMAN BOLENDER VOTED YES
 COUNCILMAN METZ VOTED YES
 SUPERVISOR WEIMER VOTED YES

~~xxx~~
 The resolution was thereupon unanimously adopted.

March 19, 1973

STATUS REPORTS ON UNFINISHED BUSINESS:1) Traffic Light - Wehrle Drive and Harris Hill Road

On March 19, 1973 the Town Board set a Public Hearing for April 2, 1973 to hear all persons for or against the installation of a traffic light at this location.

2. Traffic Study - Walden Avenue

On March 12, 1973 the New York State Department of Transportation indicated that the necessary speed checks for this study were being taken during the week of February 26th and that a report will be forthcoming.

3) Traffic Signal - Pleasant View Drive and Harris Hill Road

On March 19, 1973 the Town Board set a Public Hearing for April 2, 1973 to hear all persons for or against the installation of a traffic light at this location.

4) Rezone Petition - Ralph Figlow - Aurora Street

On October 16, 1972, after a Public Hearing, this matter was referred back to the Planning Board for review and report to the Town Board.

5) Cayuga Creek Flood Program

On November 15, 1972 the Army Corps of Engineers indicated that their workload is such that they will not be able to commence studies on this project until January, 1973.

6) Acquisition of Nike Battery - Pavement Road

On December 1, 1972 a purchase offer and deposit have been made and tendered to the United States Government for the purchase of this property and the Town Board is awaiting acceptance of its' offer.

7) Tax Abatement - Police Services - County Sheriff's Department

On December 13, 1972 Legislator Wnek indicated to the Town Board that this matter is before the Police and Safety Committee which he is Chairman of, and he will keep the Town Board advised on the progress of this matter.

8) Rezone Petition - Thomas H. Kerl - Cemetery Road

On March 19, 1973 the Town Board adopted a resolution granting this rezone.

The Town Clerk was directed to remove this item from the future agendas of the Town Board.

9) Remedial Work - Town Pool

At the Town Board Meeting of March 19, 1973 the Town Board awarded this contract to William L. Watson Co., Inc.

The Town Clerk was directed to remove this item from the future agendas of the Town Board.

10) Legislation - Payment to Recreation Commission Members

On January 25, 1973 Assemblyman Volker and on February 5, 1973 Senator McGowan acknowledged receipt of the Town Board's resolution and request for introduction of legislation.

PERSONS DESIRING TO ADDRESS THE TOWN BOARD:

Mrs. Tousley, 88 Bowen Avenue, Lancaster, New York, asked the Town Board how they could elect to provide Compensation Insurance for non-paid members of Town Boards and Commissions.

The Town Clerk explained to Mrs. Tousley that a section of the Workmen's Compensation Law allows the Town Board to do this at no cost to the Town of Lancaster by merely electing to have appointed members of non-paid Boards and Commissions considered as Executive Officers.

Mr. Donald Diebel, 2 Elm Place, Lancaster, New York, asked what the salary of the new Deputy Highway Superintendent will be.

The Supervisor explained to Mr. Diebel that no salary has been set and the position is being created because of the illness of Mr. Dyll and it is anticipated that the current Highway Department Foreman will act in the capacity of Deputy Highway Superintendent without additional compensation.

COMMUNICATIONS:

136. Town Clerk to Town Board - Notification - Directives complied with from meeting of March 5, 1973.	R & F
137. Mrs. Samuel Torrelli to Town Board - Note of appreciation for traffic signal on Harris Hill Road and Pleasant View Drive.	R & F
138. Donald Diebel to Town Clerk - Request appointment to Town Planning Board.	Planning Committee
139. Town Clerk to Town Board - Request Town Board authorization to dispose of records.	R & F
140. Town Attorney to Town Board - Notification - Ransom Road Recreation Area recorded in Erie County Clerk's Office.	R & F
141. New York State Department of Transportation to Town Clerk - Re: Proceeding of Department of Transportation as to increased fares, rules and regulations proposed by Niagara Frontier Transit System, Inc.	Highway Committee
142. Iroquois Gas Corporation to Supervisor - List of employees to contact in event of emergency.	R & F
143. Legislator Smith to Town Clerk - Notification - Receipt of resolution concerning acceleration of Como Lake Park development.	R & F
144. Town Clerk of Cheektowaga to Town Clerk - Notification - Public Hearing on proposed Zoning Ordinance Amendment regarding Article IV - Manufacturing District Regulations.	Planning Board Sec'y, Planning Committee
145. Krehbiel Engineers to Town Board - Transmittal - Copy of specifications for Playground Equipment.	R & F
146. New York State Department of Transportation to Town Clerk - Notification of Public Hearing on Wednesday, March 28, 1973, as to increased fares, rules and regulations proposed by Niagara Frontier Transit System, Inc.	Supervisor
147. New York State Department of Transportation to Town Clerk - Re: Status of linear speed limit evaluation for Walden Avenue.	Highway Committee
148. Congressman Kemp to Town Board - Acknowledgement - Receipt of resolution of March 5, 1973 regarding delay in federal funding for construction of Sewer District No. 4.	Supervisor
149. Highway Foreman to Town Clerk - Notification - Termination of employment of Edward Skrabski effective March 9, 1973.	R & F

COMMUNICATIONS:

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DISPOSITION

150. Highway Foreman to Town Board -
Request upgrading of Richard Converse
and Robert Bohlen as Light Equipment
Operators effective April 2, 1973.
151. State Assembly to Supervisor -
Notice of Public Hearing to consider
legislation to aid municipalities
suffering real property tax revenue
losses due to nonpayment of taxes by
railroads in bankruptcy or reorganization.
152. Commissioner of Education to Town Clerk -
Notification - Sections of Regulations
of the Commissioner of Education have
been revised.
153. Town Attorney to Town Clerk -
Transmittal - Quitclaim Deed for Former
Nike Battery BU-18, Ransom Road Recreation
Area.
154. Town Attorney to Department of Interior -
Transmittal - Six (6) copies of
recorded deed of Former Nike Battery
BU-18, Lancaster, New York.
155. Lancaster District Clerk to Town Clerk -
Notification - School District Legal
Name to be Lancaster Central School
District effective April 4, 1973.
156. Village Attorney of Lancaster to Town
Board -
Re: Contract for sanitary sewer service
Furgala Nursing Home.
157. Krehbiel Engineers to Town Board -
Recommendation - Contract for remedial
work on pool at Vandenburg Park to be
awarded to William L. Watson Co., Inc.
158. Town Clerk to Secretary, Town of Lancaster
Planning Board -
Transmittal - Rezone petition of Schmitt's
Garage, Inc.

Highway Committee

R & F

Town Clerk

R & F

R & F

Board of Assessors
R & F

Sewer Committee

R & F

R & F

Introduction of the following Communication - SUSPENSION GRANTED.

159. State Board of Equalization and Assessment
to Supervisor -
Notice of Tentative State Equalization
Rate.

Assessor
Town Attorney

ADJOURNMENT:

ON MOTION OF COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 8:50 P.M. out of respect to:


BERTHA MILLER

JOSEPH BORON

KATHRYN GEYER

MABEL A. MUIR

Signed


Robert P. Thill, Town Clerk